

# COMMITTEE REPORT

## MADAM PRESIDENT:

**The Senate Committee on Education and Career Development, to which was referred Senate Bill No. 104, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be AMENDED as follows:**

- 1           Page 1, between the enacting clause and line 1, begin a new  
2 paragraph and insert:  
3           "SECTION 1. IC 20-1-21-8, AS AMENDED BY P.L.81-2003,  
4 SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
5 JULY 1, 2004]: Sec. 8. The state superintendent and the Indiana state  
6 board of education, in consultation with school corporations,  
7 educational organizations, appropriate state agencies, and other  
8 organizations and individuals having an interest in education, shall  
9 develop and periodically revise the following for the benchmarks and  
10 indicators of performance under section 9 of this chapter and the  
11 additional components of the performance report:  
12           (1) Reporting procedures, including the following:  
13               (A) A determination of the information that a school  
14 corporation must compile and the information that the  
15 department must compile.  
16               (B) A determination of the information required on a school by  
17 school basis and the information required on a school  
18 corporation basis.  
19               (C) A common format suitable for publication, including tables,  
20 graphics, and explanatory text.

(2) Operational definitions.

(3) Standards for implementation.

(4) Additional components for the report that may be benchmarks, indicators of performance, or other information.

**(5) Additional categories of types of suspensions and expulsions, including the following:**

**(A) Assault or physical aggression.**

**(B) Verbal aggression or profanity.**

**(C) Disruptive behavior.**

**(D) Defiance.**

**(E) Attendance.**

**(F) Destruction of property.**

**(G) Alcohol, drugs, and tobacco.**

**(H) Weapons.**

**(I) Other. "**

Page 2, line 5, delete "Except as provided in subsection (b), the" and insert "**The**".

Page 2, line 15, after "the" insert "**discipline rules adopted by the**".

Page 2, line 16, after "corporation" insert "**under IC 20-8.1-5.1-7**".

Page 2, line 16, delete "refer a student who has been suspended or" and insert "**specify the violations for which a student may be referred to the court under the agreement.**".

Page 2, delete line 17.

Page 2, between lines 32 and 33, begin a new paragraph and insert:

**"Sec. 7. Notwithstanding the terms of an agreement, a suspension, an expulsion, or a referral of a student who is a child with a disability (as defined in IC 20-1-6-1) is subject to the:**

**(1) procedural requirements of 20 U.S.C. 1415; and**

**(2) rules adopted by the Indiana state board of education."**

Page 3, line 30, after "IC 20-8.1-5.2." insert "**The request for the**

1       **education records of a child by a court must be for the purpose of**  
2       **assisting the child before adjudication."**

3       Renumber all SECTIONS consecutively.  
      (Reference is to SB 104 as introduced.)

**and when so amended that said bill do pass.**

Committee Vote: Yeas 9, Nays 0.

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**Kenley**

**Chairperson**